

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

YARON GISSIN, Individually and on  
Behalf of all Those Similarly Situated,

Plaintiff,

v.

DONALD L. ENDRES, DANNY C.  
HERRON AND BRYAN D. MEIER,

Defendants.

Civil Action No. 1:09-cv-09338-SAS

**STIPULATION OF DISMISSAL WITH PREJUDICE**

The parties agree that the claims filed in good faith by Wayne Mitchell and Son Nguyen against Donald L. Endres, Bryan D. Meier and Danny C. Heron shall be dismissed with prejudice and that each party shall bear its own costs.

Respectfully submitted,

BARROWAY TOPAZ KESSLER  
MELTZER & CHECK LLP

By: s/ Michael K. Yarnoff  
Michael K. Yarnoff  
Neena Verma  
280 King of Prussia Road  
Radnor, PA 19087  
Telephone: (610) 667-7706  
Fax: (610) 667-7056

and

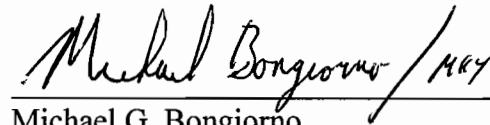
Nichole Browning  
Erik Peterson  
580 California Street, Suite 1750  
San Francisco, CA 94104  
Telephone: (415) 400-3000  
Fax: (415) 400-3001

GOLD BENNETT CERA &  
SIDENER LLP  
Solomon B. Cera  
Gwendolyn R. Giblin  
Thomas C. Bright  
595 Market Street, Suite 2300  
San Francisco, CA 94105  
Telephone: (415) 777-2230  
Fax: (415) 777-5189

*Co-Lead Counsel for Lead Plaintiffs  
and the Class*

WILMER CUTLER PICKERING  
HALE AND DORR LLP

By:

A handwritten signature in black ink, appearing to read "Michael Bongiorno / H&D", is written over a horizontal line.

Michael G. Bongiorno  
399 Park Avenue  
New York, NY 10022  
Telephone: (212) 230-8800  
Fax: (212) 230-8888

*Attorneys for Defendants Donald L. Endres,  
Bryan D. Meier, and Danny C. Herron*